FOR MYSORE STATE

14,006—4-11-49.

Public Works **(195 /) Department**

Routine **SERIES.**

G.O. NO.	890
Dated	18th July 1951

890

Close
By

[Despatch Abstract.]

LAND ACQUISITION (SOUTH KANARA) - Coondapur Taluk - Kandar village - S.Nos.20-2 3,4,5 (Parts) etc. = Improving Herekere Tank . Notification under sections 4(and 6 of Land Acquisition with urgency Clause - Publication -Ordered.

REVENUE DEPARTMENT.

Subject.

LAND ACQUISITION -(South Kanara) - Coondapur Taluk - Kandavar village - s.Nos.202,3,4,5 etc - For improving Herekere Tank - Draft Notification and Draft Declaration - Submitted.

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Station: Madras Ref.I.4902/51-1. Dated 2-7-51.

ASST. SECRETARY TO GOVERNMENT
5 JUL 1951
PUBLIC WORKS DEPARTMENT

From

Sri N.C.Thomas, B.A., Joint Secretary.
Sri W.R.S.Sattianathan, I.C.S., Commissioner of Land Revenue.

59822

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Read:- From the Collector of South Kanara R.Dis.16144/51 dt.19-6-51

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REFERENCE:-

Submitted to the Government.

2. The Board recommends that the ~~xxxxx~~ objections to the acquisition may be overruled and that the draft notification and draft declaration under sections 4(1) and 6 of the Land Acquisition Act with the urgency clause, under section 17(1) of the Act submitted by the Collector of South Kanara may be approved and ordered to be published in successive issues of the Fort St.George Gazette, the 4(1) notification being published earlier.

For Jt.Secretary.

To The Secretary to the Government, Public Works Department, with the enclosures in original.

DL::4-7-51.

R.Dis.16144/51

South Kanara Collector's Office,
Mangalore, Dated 19-6-51

From
Sri. A. R. Rajaratnam, B.A., I
Collector of South Kanara. I

To
The Secretary to Government,
Public Works Department,
Fort St. George, Madras 9

Through
The Secretary to the Board of Revenue,
Land Revenue, Chepauk, Madras 5
(in duplicate)

Sir,

LAND ACQUISITION - Coondapur Taluk - Kandavor village - S.Nos. 20-2,3,4,5(parts) etc. for improving Herekere Tank - Draft 4(1) notification and Draft Declaration - submitted.

The Executive Engineer, South Kanara Division, Mangalore has applied for the acquisition of portions of S.Nos. 20/2,3,4,5 and 22/4,5,6,7 and 12 of Kandavar village of Coondapur Taluk for the purpose of improving the Herekere tank.

2. Among the plots required S.No.20/3 is the only garden land and the rest are all wet lands. All the interested persons have been examined except Seetharama Bhatta, and Subraya Bhatt the joint registered holders of S.No. 20/2 and 5 and Thungamma Shedthy, the jointregistered holder of S.No.20/4. The three excepted persons however could not be examined as they are not available at present of the persons examined, Shankara Bhatta, joint registered holder of S.Nos. 20/2 and 5 and Naga Bhat the registered holder of S.No.20/3 and joint registered holder of S.Nos. 20/2 and 5 and Shenappa Shetty the registered holder of S.No.22/6 object to the acquisition. As their objections are merely formal they may be overruled. They have merely stated that these lands may not be acquired and instead other lands acquired .

The Executive Engineer requests for the application of the emergency provisions of the Act. The portions of plots S.Nos.

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S.Nos. 20/2,3,4 and 5 contain some trees which are all on the tank bund. There are no buildings tombs or grave yards and all the plots are arable lands. As the work of repairing the tank is under the Irrigation Scheme which has to be taken up urgently I recommend that provisions of section 17 of the Land Acquisition Act ~~is~~ may be applied in this case.

The approximate cost of acquisition comes to Rs.1706-14-2 and the Executive Engineer states that necessary provision has been made in the budget.

I submit herewith a Draft Notification under section 4(1) of the Act with the urgency clause and the Draft Delcaration. They may be approved and ordered to be published in the Fort St. George Gazette at an early date. A topo sketch of the plots and the statements of the interested persons are enclosed for perusal and return.

Yours faithfully,

For Collector.

Copy to the Revenue Divisional Officer, Coondapur.
ks22-6

Form 2

Notification under section 4 of the Land Acquisition Act I of 1894 as amended by Act XXXVIII of 1923

Whereas it appears to His Excellency the Governor of Madras that the land specified in the schedule below and situted in the 63.Kandavar-village, Coondapur Taluk, South Kanara District, is needed for a public purpose, to wit, for improving Herekere tank notice to that effect is hereby given to all whom it may concerne in accordance with the provisions of section 4(1) of the Land Acquisition-Act 1 of 1894, as amended by the Land Acquisition Amendment Act XXXVIII of 1923, and His Excellency the Governor of Madras hereby authorises the Revenue Divisional Officer, Coondapur, his staff and workmen to exercise the powers conferred by section-4(2) of the Act. Under sub section (4) of the section 17 of the Act His Excellency the Governor of Madras directs that in view of the urgency of the case the provisions of section 5-A of the Act shall not apply to the acquisition of the waste or arble lands specified in the schedule.

Schedule.

District: South Kanara.
Taluk : Coondapur.
Village : 63 Kandavar.
Discription of land : Wet or dry, Inam or poramboke with survey of paimash No.

1. S.No.20/2 (part)ryotwari Wet III, measuring 0-06 acres, belonging to Sithama Bhat, Shanker Bhat, Naga Bhat, and Subraya Bhat(registerdd holders) Mahalinga Shetty(chalgeni tenant)

2. S.No.20/3(part) Ryotwari garden, measuring 0-07 acres, belonging to Naga Bhat (registered holder) Mahalinga Shetty (Chalgeni tenant)

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3. S.No.20/4 (part) ryotwari wet, I, measuring 0-12 acres 0-06 belonging to Tungamma Shedthy and Mahalinga Shetty.

4. S.No.20/5 (part) Ryotwari wet, I, measuring 0-12 acres, belonging to Shanker Bhat, Naga Bhat, and Subraya Bhat, (registered holders) Mahalinga Shetty (chalgeni tenant)

5. S.No.22/4(part) Ryotwari wet, I, measuring 0-01 acre belonging to Tungamma Shedthi, Hirebailumane(registered holder) - Narasimha Udpa. (occupier)

6. S.No.22/5 (part) Ryotwari, wet I, measuring 0-01 acre belong to Narayana Udpa and Narasimha Udpa

7. S.No.22/6(part) ryotwari wet I measuring 0-03 acres, belonging to Shenappa Shetty(registered holder) Kristappa Shetty (Chalgeni tenant)

8. S.No.22/7 (part) ryotwari wet I measuring 0-03 acres, belonging to Venkappa Sheregar, (registered holder) Korga Shetty(chalgeni tenant)

9. S.No.22/12 (part) ryotw-ari , wet III measuring 0-10 acres belonging to Venkappa Sheregar,(registered holder) Kora a Shetty (chalgeni tenant)

S.K.Collector's Office,
Mangalore, dated 19-6-51
ks/22-6

For Collector.

Notification

Under section 6 of the Land Acquisition Act His Excellency the Governor of Madras hereby delcares that the land specified below and measuring acres 0-50 be the same a little more or less is needed for a public purpose to wit, for improving the Herekere tank and under sections 3 and 7 of the same act, the Revenue Divisional Officer, Coondapur is appointed to perform the functions of a Collector under the act and directed to take order for the acquisition of the said land. Under sub section (1) of section 17 of Act His Excellency the Governor of Madras further directs that the possession of the said land may be taken on the expiry of 15 days from the date of publication of the notice mentioned in section 9(1) of the Act. A plan of the land is kept in the office of the Revenue Divisional Officer, Coondapur and may be inspected at any time during office hourse.

Schedule

District	Taluk	Village	Discription of land wet or dry inam or poramboke with survey and paimaish No.	Name of owner or occuper	Extent to be taken up
1	2		3	4	5
South Kanara	Coondapur	63 Kandavar	S.No.20/2 (part) Ryotwari patta land wet III	Sitarama Bhat, Shanker Bhat Naga Bhat Subraya Bhat (registerd holders Mahalinga Shetty Chalgeni tenant)	0-07 acres
			S.No.~~2/2~~ 20/3(part) Byotwari, patta garden land	Naga Bhat, (registered holder) Mahalinga Shetty(Chalgeni tenant)	0-07 acres
			S.No.20/4 (part) ryotwari patta land wet I	Tungamma Shedthy and Mahalinga Shetty	0-06 acres

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1	2	3	4	5
South Kanara	Coondapur 63 Kandavar	S.No.20/5 (part) Ryotwari patta land WetI	Shanker Bhat Naga Bhat and Subraya Bhat (registered holders) Mahalinga Shetty Chalgeni tenant)	0-12 acres
		S.No.22/4(part) Ryotwari patta land, wet I	Heribailumane Tungamma Shedthi (registered holder) Narasimha Udpa(occupier)	0-01 acres
		S.No.22/5(part) ryotwari patta land wet I	Narayana Udpa and Narasimha Udpa	0-01 "
		S.No.22/6 (part) ryotwari patta land wet I	Sheenappa Shetty (registered holder) Kristappa Shetty (Chalgeni tenant)	0-03 acres
		S.No.22/7 (part) ryotwari patta land Wet I	Venkappa Sheragara (regd. holder) Koraga Shetty(Chalgeni tenant)	0-03 acres
		S.No.22/12(part) ryotwari patta land (wet III)	Venkappa Sheragar (rgd. holder) Koraga Shetty(Chalge i tenant)	0-10 acres

S.K.Collector's Office,
Mangalore,Dated 19-6-51.
ks/22-6

For Collector.

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P.W.(B)

L.A. (South Kanara) - Coondapur Taluk - Kandar village - SNOs 20-2, 3, 4, 5 (parts) etc - improving ~~of~~ Herekere Tank - Notifn under secs. ~~P.W.D.(B)~~ 4(1) and 6 of LA Act with urgency clause - Publication - Ordered.

G.O.No.Rt. 890 Dated 18.7.51

Read ~~again~~:- From the collr. of South Kanara R.D. is

~~Read also:-~~ 16144/51 of 19.6.51

From the Bd of Rev. Ref I.4902/51-1 dated 2.7.51

Order:-

The draft notification under Section 4(1) and the Draft Declaration under Section 6 of the Land Acquisition Act submitted by the Board of Revenue with its reference read above are approved and are forwarded to the S.G.P., for publication in the Fort St. George Gazette. The S.G.P. is requested to see that the notification and the declaration are published in successive issues (not in the same issue) of the Fort St. George Gazette, the notification under Section 4(1) being published earlier.

2. The Government accept the view that the acquisition is an urgent one and under Section 17(4) of the L.A. Act direct that the provisions of Sec. 5-A of the Act shall not apply to the case.

~~3. The Govt~~

(~~By Order of H.E. the Governor~~)

3. Govt accept the recommendation of the Bd of Rev and direct that the objections to the acquisition be overruled.

(B.O)

Secretary to Government.

To the S.G.P. with a notification and a declaration for publication. (with pp 9-12 if in orig)

To the Board of Revenue.

To the Collector of South Kanara (with records at (E))

To the C.E.P.W.D. (1)

To AS

PW(B)

Rev. may see for acceptance.

Rev

PWD 2059822 B/51-1

7.7.51

7.7.51

SB

ADDITIONAL SECRETARY TO GOVT. 48522 1 JUL 1951 REVENUE DEPARTMENT

B

R.D

To AS

The draft order overleaf may be accepted & the file returned to P.W.D

12.7.51

12/7/51

12/7/51

PW

Rev no 48527 C/51.1

12.7.51

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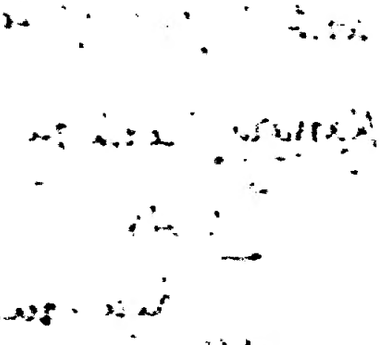

ASST. SECRETARY TO GOVERNMENT
14 JUL 1951
PUBLIC WORKS DEPARTMENT

TO AS

PW (B)

May issue

16.7.51

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